

# **EXHIBIT 13**

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3 The Honorable Robert S. Lasnik  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

Firs Home Owners Association,

Plaintiff,

v.

City of SeaTac, a Municipal Corporation,

Defendant.

NO. 2:19-cv-01130-RSL

PLAINTIFF'S RESPONSE TO  
DEFENDANT'S SECOND  
INTERROGATORIES AND  
REQUESTS FOR PRODUCTION

- Interrogatory 12
- Request for Production 23

INTERROGATORY NO. 12: Paragraph 3.76 of the first amended complaint alleges in part as follows: "*The Legislature allocated \$2.5 million to the Firs community but the City of SeaTac did not make any effort to help the HOA leverage this incredible contribution. As a result of the money being undisbursed, the State lowered the allocation to \$1 million, a loss of \$1.5 million dollars resulting from the City's refusal to cooperate with the HOA to leverage these funds.*" Please identify each material fact that supports your allegation of a causal relationship between "the City's refusal to cooperate with the HOA" and the decision by the state of Washington to reduce the amount of funds allocated to the Firs community from \$2.5 million to \$1 million.

ANSWER:

The Association asserts that their answer to this interrogatory in no way limits their assertions of facts that support their claims against the City of SeaTac, since they may discover new facts during the discovery process and/or gain a greater understanding of actions taken by the City of SeaTac as discovery progresses. Thus, the Association reserves the right to supplement this response should there be

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3 additional material information that they uncover. Without waiving any specific  
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objection, Plaintiff answers as follows:

5 The State of Washington Capital Budget – Supplemental, Engrossed Substitute  
6 Senate Bill 6095, Chapter 298, Laws of 2018, effective March 27, 2018, provided that  
7 "\$2,500,000 is provided solely for grants to purchase low-income mobile home parks.  
8 Up to \$2,500,000 is for the Firs Mobile Home Park. If the Firs Mobile Home Park is  
not purchased, the amount provided in this subsection shall lapse." Sec.  
1002(1)(f)(ix). See RFP23 000003.

9 The State of Washington Capital Budget for 2019, Chapter 413, Laws of 2019,  
10 Substitute House Bill 1102 provided that "homeownership assistance for low-income  
11 households displaced from their manufactured/mobile homes due the closure or  
conversion of a mobile home park or manufactured housing community in south King  
12 County. \$1,500,000 of this amount in this subsection is provided solely for low-  
income residents displaced from the Firs Mobile Home Park located in SeaTac." Sec.  
6005(1)(f)(ix). See RFP23 000259.

13 On January 31, 2018, the newspaper Real Change published an article that stated:  
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15 "[The Firs residents] turned to the nonprofit Low Income Housing Institute (LIHI),  
16 which develops and manages affordable housing, for help to buy the property from  
17 Park. Sharon Lee, the executive director of lihi, met with Park and also with officials  
affordable housing.

18 The city turned lihi down, Lee said. 'The city could do a lot more,' she added."

19 Peter Kwon, a SeaTac city councilmember, says he's done quite a lot.  
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21 Kwon has kept an eye on the situation at Firs since the residents began attending  
22 City Council meetings, asking for help with their circumstance. He says he's tried  
23 hard to understand the nuances of the problem, down to the details of the state  
relocation fees.

24 Kwon has even written legislation that went before the state legislature during the  
25 2017–18 short session, HB 1884, that would make the relocation fees slightly more  
26 generous and allow mobile homeowners to use those funds to secure new housing.  
The bill passed the House and, as of Jan. 23, was in front of the Senate.

27 He knows that the bill, if passed, would take 90 days to come into effect — too late to  
28 help Firs residents. In that case, Kwon said, he'd hope that Park would allow them to  
stay long enough to receive benefits through the bill.

29 "Bottom line, I personally am trying to help Firs as much as possible," Kwon said.

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3 FIRS\_SUPP000197 - FIRS\_SUPP000199.

4 There is no evidence in the record that Kwon did anything to advocate before his  
5 colleagues to help the Association leverage the funds to buy the park. Given Kwon's  
6 purported efforts at the Legislature on behalf of the Firs, he presumably knew that the  
7 Legislature allocated \$2.5 million to purchase the park but that the funds would lapse  
8 absent assistance from the City and other entities. Rather than direct his energies to  
9 help save the park, Kwon lobbied the Legislature to increase relocation funds to  
10 facilitate the departure of the Association's members.

11 The City about the funding because on March 9, 2018, the Seattle Times published  
12 an article about the allocation. State tries throwing a lifeline to SeaTac mobile home  
13 residents. See RFP BATES 000001-002577, bates FIRS000875 – FIRS000878.

14 There is no evidence in the record that Kwon advocated before the Legislature to  
15 help the Association retain the \$2.5 million allocation.

16 The City of SeaTac refused to assist the Plaintiff in its efforts to leverage these funds  
17 which would have benefited the City of SeaTac by maintaining a crucial supply of  
18 affordable housing consistent with its commitments to the Consortium and  
19 Comprehensive Plan. In March of 2018, Sharon Lee engaged in conversations with  
20 Jeff Robinson Community & Economic Development Director of the City of SeaTac  
21 about the desire of the HOA members to purchase the park or develop a new  
22 community. See LIHI Discovery Responses, page 057. On January 29, 2018, in  
23 response to an inquiry about LIHI's attempts to assist the Firs residents, Sharon Lee  
24 informed Debra Entenman of the Office of Congressman Adam Smith that the City of  
25 SeaTac had twice turned down LIHI's offers to surplus land from the City. See LIHI  
26 Discovery Responses, page 061. (Note: SeaTac subsequently agreed to sale surplus  
27 land to LIHI).

28 The City of SeaTac is conspicuous by its absence from the long list of elected  
29 officials, non-profit services providers, local governments, and private developers  
assisted the Association to purchase the park.

30 On March 12, 2018, HOA members presented information at the International  
Women's Day event. See Firs Facebook Group, page 000183.

31 On March 14, 2018 HOA members met with King County Councilmember Claudia  
32 Balducci. See Firs Facebook Group, page 000185-000186.

33 On March 16, 2018 HOA members met with officials from the Port of Seattle at the  
34 Matt Griffin YMCA. See Firs Facebook Group, page 000187.

35 On March 21, 2018 HOA members attended the Northwest Film Forum to show the  
36 student video about Firs. See Firs Facebook Group, page 000188-000190.

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4 On April 10, 2018 HOA members met with El Centro de La Raza. See Firs Facebook  
Group, page 000191.

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6 On April 11, 2018 HOA members Luis Moreno and Maria Blanco were featured on  
Univision news. See Firs Facebook Group, page 000192.

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8 On May 4, 2018, an article was published in Marketplace: As developers eye  
valuable mobile home park land, some residents have found a way to fight back  
<https://www.marketplace.org/2018/05/04/economy/even-mobile-home-parks-are-getting-gentrified-some-have-found-way-fight-back>  
FIRS SUPP000217 - FIRS SUPP000223.

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11 On May 30, 2018, members of the Equity in Education Coalition visited Firs MHP.  
See Firs Facebook Group, page 000203.

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13 On June 3, 2018, the Association received the 2018 Domingo Viernes Jefferson  
Award from LELO (Legacy of Equality, Leadership and Organizing). See Firs  
Facebook Group, page 000204-000208.

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16 On June 7, 2018 HOA members attended Homestead Community Land Trust  
meeting Opportunity for All, Workshop on developing affordable housing. See Firs  
Facebook Group, page 000209.

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20 On June 27, 2018, the Association's members met at Madrona Elementary School in  
SeaTac "to prepare (or at least begin) a viable development plan for the initial  
acquisition of the ownership of Firs; gathering financial resources, technical  
assistance and political will to prepare a purchase proposal." See Firs Facebook  
Group, page 000230-000231.

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23 In the late spring and summer of 2018, the following organizations were involved in  
discussions with the Association and its allies to discuss purchasing the park and/or  
leveraging the money allocated by the State Legislature to relocate the Firs  
community:

- 24 • Sharon Lee of LIHI
- 25 • Tenants Union
- 26 • Jacqueline Wu and Rob Van Tassell of Catholic Community Services of  
Washington
- 27 • Kathleen Hosfeld, Executive Director of Homestead Community Land Trust
- 28 • Tony To, Executive Director, HomeSight Washington
- 29 • David Clifton of Washington State Housing Finance Commission
- Ishbel Dickens, Ishbel Dickens Consulting
- State Senator Karen Keiser, 33<sup>rd</sup> Legislative District
- Sue Taoka of Craft3

- 1 • Office of the Honorable Senator Patty Murray
- 2 • State Representative Tina Orwell
- 3 • Futurewise
- 4 • Forterra
- 5 • Nicki Olivier Hellenkamp, Housing Consortium
- 6 • Office of Congressman Adam Smith (LIHI Discovery Responses at 061)
- 7 • Tim Walter of the King County Housing Authority
- 8 • Greg Blount of the Manufactured Housing Community Preservationists
- 9 • Joey Ager, Church Council of Greater Seattle
- 10 • Prince of Peace Lutheran Church in SeaTac
- 11 • The Honorable Speaker Frank Chopp
- 12 • State Representative Joan McBride
- 13 • King County Councilmember Dave Upthegrove
- 14 • King County Councilmember Larry Gossett
- 15 • King County Councilmember Claudia Balducci
- 16 • Kate Holdsworth and Duncan Haas of the Wyncote Foundation

17 See LIHI Discovery Responses generally, especially pages 035 – 058.

18 On June 27, 2018, the Firs HOA Finance/Development Subcommittee and the  
19 Communications and Outreach Subcommittee met at the SeaTac YMCA. See Firs  
20 Facebook Group, page 000231.

21 On July 2, 2018, the Firs HOA Finance/Development Subcommittee and the  
22 Communications and Outreach Subcommittee met at the SeaTac YMCA. Attendees  
23 included HOA members Isabel Lagos, Erasmo Flores, Maria Blanco, Mariana Cortes  
24 Alejandre, Francisco Rodriguez; Amy Tower aka Amy Eva of the Tenants Union, a  
25 woman named Patty, Ricardo Ortega of LELO, and a person named AJ from  
26 Global2Local. The attendees discussed ways to gain support, pressure Mr. Park, and  
obtaining letters of support.

27 Finance/Development Subcommittee: Ana Brito Mariana Cortez Leti Vidales Martha  
28 Zamora Francisco Rodriguez Luis Moreno Isabel Lagos Griselda Jose Munoz

29 Communications and Outreach Subcommittee: Maria Cecilia Villagomez Don Erasmo  
30 Irene Cruz Guadalupe Patty Delgado Velma Veloria Ricardo Ortega

31 See Firs Facebook Group, page 000231-000232. See also LIHI Discovery  
32 Responses at pp. 021-024 and 039-040.

33 On July 11, 2018, LIHI's Board held a meeting to discuss the Firs MHP. According to  
34 the minutes of the meeting "SeaTac has not been supportive of this project.  
35 Residents would like LIHI to save the park. Residents have been able to get some

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3 funds together from the state and county." See LIHI Discovery Responses at p. 036-  
4 037.

5 July 11, 2018 HOA members attended a meeting hosted by ROC USA (Resident  
6 Owned Communities) to discuss partnership opportunities. See Firs Facebook  
Group, page 000235.

7 July 16, 2018 Subcommittee pre-meeting planning session at Starbucks. See Firs  
Facebook Group, page 000235.

8 July 18, 2018. Firs HOA Finance/Development Subcommittee and the  
9 Communications and Outreach Subcommittee met at the SeaTac YMCA. See Firs  
Facebook Group, page 000235-000236.

10 July 31, 2018 Subcommittees met at YMCA. See Firs Facebook Group, page  
000243.

11 August 6, 2018 HOA members met with HomeSight at Firs to discuss affordable  
12 housing. See Firs Facebook Group, page 000234.

13 August 12, 2018 HOA members attended a meeting at the YMCA hosted by Jurassic  
14 Parliament to learn about creating more efficient meetings. See Firs Facebook  
Group, page 000244.

15 September 15, 2018 HOA members attend South Park parade with Senator Rebecca  
16 Saldana. See Firs Facebook Group, page 000260-000261.

17 September 23, 2018 HOA families protested at Mr. Park's church. See Firs Facebook  
18 Group, page 000264-000268.

19 October 16, 2018 - International Examiner: CID Coalition supports Firs Homeowners  
20 Association against eviction  
21 [http://www.iexaminer.org/2018/10/cid-coalition-supports-firs-homeowners-](http://www.iexaminer.org/2018/10/cid-coalition-supports-firs-homeowners-association-against-eviction/)  
22 [association-against-eviction/](http://www.iexaminer.org/2018/10/cid-coalition-supports-firs-homeowners-association-against-eviction/)  
23 FIRS SUPP000229 - FIRS SUPP000230.

24 On October 31, 2018, Seattle Magazine published an article.  
25 With Affordable Housing Dwindling, These Home Owners Are Fighting Back  
26 [https://www.seattlemag.com/news-and-features/affordable-housing-dwindling-these-](https://www.seattlemag.com/news-and-features/affordable-housing-dwindling-these-home-owners-are-fighting-back/)  
27 [home-owners-are-fighting-back](https://www.seattlemag.com/news-and-features/affordable-housing-dwindling-these-home-owners-are-fighting-back/)  
FIRS SUPP000231 - FIRS SUPP000235.

28 November 11, 2018 HOA members attended training at YMCA on capacity building.  
29 See Firs Facebook Group, page 000276.

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3 November 19, 2018 HOA members attended a meeting Aberdeen, WA to share their  
4 plight. See Firs Facebook Group, page 000278-000279.

5 December 13, 2018 HOA members met with Representative Cindy Ryu. See Firs  
6 Facebook Group, page 000282-000284.

7 December 16, 2018 Capacity building meeting at Des Moines Banquet Hall. See Firs  
8 Facebook Group, page 000283.

9 December 17, 2018 Meeting with Representative Gregerson. See Firs Facebook  
10 Group, page 000283.

11 January 18, 2019 Leti Vidales, Marta Zamora and Helena Benedict testifying at  
12 Seattle city council in support of Halcyon mobile home owners. See Firs Facebook  
13 Group, page 000289.

14 March 6, 2019 Firs meeting at Madrona with ROC Northwest (Resident Owned  
15 Communities). See Firs Facebook Group, page 000307. See FIRS002496.

16 March 7, 2019 HOA members met with members of the Highline School District  
17 board. See Firs Facebook Group, page 000310.

18 March 23, 2019 Meeting at Legislature. See Firs Facebook Group, page 000316.

19 In April of 2019, Helena Benedict of the Tenants Union contacted Sharon Lee of the  
20 Low Income Housing Institute about obtaining the assistance of the Low Income  
21 Housing Institute to help develop a replacement project and help advocate for the  
22 retention of the capital monies allocated by the State Legislature. State  
23 Representative Mia Gregerson spearheaded the 2018 effort to obtain the initial  
24 allocation and to retain the allocation in the 2019 budget process. See LIHI Discovery  
25 Responses at page 006 and 019-020.

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27 **REQUEST FOR PRODUCTION NO. 23: Produce a copy of every document**  
28 **identified in, referred to, or relied upon in your answer to Interrogatory No. 12.**

29 See pinpoint citations to the response to interrogatory 12.

30 See file entitled Supplemental\_Rog\_12\_RFP\_23\_01-23-2020.pdf, bates numbers  
31 RFP23\_000001 - RFP23\_000293.